

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT CHATTANOOGA**

UNITED STATES OF AMERICA )  
                                ) Case No. 1:19-cr-87  
v.                             )  
                                ) Dist. Judge Harry S. Mattice  
AUSTIN COLLAKE             )  
                                ) Mag. Judge Christopher H. Steger

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**ORDER**

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U.S. Magistrate Judge Christopher H. Steger filed a report and recommendation [Doc. 62] recommending that the Court: (1) accept Defendant's guilty plea to Count One of the one count Superseding Information; (2) adjudicate Defendant guilty of carrying and using a firearm during and in relation to a crime of violence in violation of 18 U.S.C. § 924(c)(1)(A)(i); and (3) order that Defendant remain in custody pending further order of this Court. Neither party filed a timely objection to the report and recommendation. After reviewing the record, the Court agrees with Magistrate Judge Steger's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation [Doc. 62] pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

1. Defendant's plea of guilty to Count One of the one count Superseding Information is **ACCEPTED**;
2. Defendant is hereby **ADJUDGED** guilty of carrying and using a firearm during and in relation to a crime of violence in violation of 18 U.S.C. § 924(c)(1)(A)(i);
3. Defendant's sentencing hearing shall take place on **February 24, 2020, at 9:00 a.m.** before the undersigned; and
4. Defendant **SHALL REMAIN** in custody pending further order of this Court.

**SO ORDERED.**

/s/ Harry S. Mattice, Jr.  
HARRY S. MATTICE, JR.  
UNITED STATES DISTRICT JUDGE